REMARKS

By this Amendment, the claims have been rewritten to reduce the multiple dependencies and to place the claims in better conformance with US practice.

Further and favorable action is respectfully solicited.

Respectfully submitted,

STITES & HARBISON, PLLC

Date: 12/13/04

Douglas E. Jackson Registration No. 28518

1199 North Fairfax Street, Suite 900 - Alexandria, Virginia 22314 - (703) 739-4900

ATTACHMENT A Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application.

- 1. (Original) A method of preparing a pharmaceutical composition comprising (a) comminuting rhizomes of *Fagopyrum dibotrys*; (b) extracting the comminuted material with a solvent comprising a C₁-C₄ alcohol to produce a liquid extract; and (c) removing solvent from the liquid extract to produce a dried or concentrated material; and optionally (d) fractionating the dried or concentrated material.
- 2. (Original) A method according to claim 1 wherein the solvent comprises ethanol.
- 3. (Currently Amended) A method according to claim 1 or claim 2 wherein an excipient is added to the liquid extract and step (c) comprises drying under reduced pressure to produce a dry material.
- 4. (Currently Amended) A pharmaceutical composition comprising a composition as prepared by the method of any preceding claim 1.
- 5. (Original) A composition according to claim 4 for the treatment or prevention of cancer.
- 6. (Original) A composition according to claim 4 for the treatment of a disease associated with inflammation.
- 7. (Currently Amended) Use of a composition as prepared by the method of any of claims 1-3-claim 1 in the manufacture of a composition for treatment or prevention of cancer.
- 8. (Original) Use according to claim 7 wherein the cancer is breast cancer.

- 9. (Original) Use according to claim 7 wherein the cancer is lung cancer.
- 10. (Original) Use according to claim 7 wherein the cancer is liver cancer.
- 11. (Original) Use according to claim 7 wherein the cancer is melanoma.
- 12. (Currently Amended) Use of a composition as prepared by the method of any of claims 1–3 claim 1 in the manufacture of a composition for treatment or prevention of a disease associated with inflammation.
- 13. (Currently Amended) A method of treating a patient suffering from or at risk of cancer comprising the administration of a composition as prepared by the method of any of claims 1-3 claim 1.
- 14. (Currently Amended) A method of treating a patient suffering from a disease associated with inflammation comprising the administration of a composition as prepared by the method of any of claims 1-3 claim 1.